

Introduced by Senators Anderson and Hancock
(Coauthors: Senators Leno and Mitchell)
(Coauthor: Assembly Member Jones-Sawyer)

February 27, 2015

An act to add Article 7 (commencing with Section 2696) to Chapter 4 of Title 1 of Part 3 of the Penal Code, relating to prisoners.

LEGISLATIVE COUNSEL'S DIGEST

SB 759, as introduced, Anderson. Prisoners: Secured Housing Units: reports.

Existing law establishes the Department of Corrections and Rehabilitation to oversee the state prison system. Existing law authorizes Security Housing Units for segregation of certain prisoners for disciplinary or security purposes, and because of gang membership or association.

The bill would require the department, commencing July 1, 2016, to collect specified data regarding inmates subject to a term in a Security Housing Unit. The bill would require the Inspector General, commencing January 1, 2018, and biennially thereafter, to use the data to prepare reports for the Legislature on specified criteria pertaining to inmates in a Security Housing Unit and a Psychiatric Services Unit.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Article 7 (commencing with Section 2696) is
- 2 added to Chapter 4 of Title 1 of Part 3 of the Penal Code, to read:

Article 7. Security Housing Unit Reports

2696. (a) Commencing July 1, 2016, the department shall collect the following data:

(1) Information relating to each offender who is going through, or has gone through, the validation process for determining a security threat group affiliate, including the following:

(A) The offender's gender, age, mental health status, and race.

(B) The outcome at every step of the validation process.

(C) If the offender was validated, the date of validation.

(D) If the offender was validated, the level of validation that the offender assigned.

(2) Information relating to the offender being housed in the Security Housing Unit or Psychiatric Services Unit, including the following:

(A) The offender's gender, age, mental health status, and race.

(B) The date the offender was placed in the Security Housing Unit or Psychiatric Services Unit and the date of release.

(C) The reason the offender is serving a Security Housing Unit term.

(D) The number of visits from persons other than staff that the offender was provided while serving a term in the Security Housing Unit or Psychiatric Services Unit.

(E) The number of phone calls the offender was provided while serving a term in the Security Housing Unit.

(F) Whether the offender attempted to commit or committed suicide.

(G) Any disciplinary action taken against the offender, and the result of that action.

(H) Whether the offender was paroled directly out of the Security Housing Unit or the Psychiatric Services Unit into the community.

(3) The number of administrative appeals filed by offenders in the Security Housing Unit or Psychiatric Services Unit, the subject matter of the appeals, and the outcome of the appeals.

(b) Commencing January 1, 2018, and biennially thereafter, the Office of the Inspector General shall use the data described in subdivision (a) to prepare a report to the Legislature that includes, but is not limited to, the following information:

1 (1) The number of offenders investigated for security threat
2 group validation.

3 (2) The number of cases in which the Office of Correctional
4 Safety recommended against validation and the outcome of those
5 cases.

6 (3) The number of cases in which the security threat group
7 committee decided not to validate the offender.

8 (4) The number of offenders who were not initially placed in
9 the Security Housing Unit or Psychiatric Services Unit but were
10 sent to the Security Housing Unit or Psychiatric Services Unit
11 within six months of validation.

12 (5) The number of offenders placed for an indeterminate
13 Security Housing Unit term or in the Psychiatric Services Unit.

14 (6) The number of offenders placed for a determinate Security
15 Housing Unit term or in the Psychiatric Services Unit.

16 (7) The average length of time offenders serving an
17 indeterminate Security Housing Unit term spent in the Security
18 Housing Unit or the Psychiatric Services Unit, or both.

19 (8) The number of suicide attempts made by offenders in the
20 Security Housing Unit and the Psychiatric Services Unit.

21 (9) The number of suicides by offenders in the Security Housing
22 Unit and the Psychiatric Services Unit.

23 (10) The number of offenders in the Security Housing Unit and
24 the Psychiatric Services Unit who were paroled directly out of the
25 Security Housing Unit and the Psychiatric Services Unit into the
26 community.

27 (11) The number of disciplinary actions taken against offenders
28 in the Security Housing Unit and the Psychiatric Services Unit,
29 the type of actions, and the outcomes of the disciplinary actions.

30 (12) The number of visits by persons other than staff to offenders
31 in the Security Housing Unit and the Psychiatric Services Unit.

32 (13) The number of phone calls provided to offenders in the
33 Security Housing Unit and the Psychiatric Services Unit.

34 (14) The number of administrative appeals filed by offenders
35 in the Security Housing Unit or the Psychiatric Services Unit, the
36 subject matter of the appeals, and the outcomes of those appeals.

37 (c) The report required by subdivision (b) shall be submitted in
38 compliance with Section 9795 of the Government Code.

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